

11.a. If the assignment (or transfer) is voluntary:

(1) Attach as an Exhibit all contracts, agreements or understandings (the substance of oral agreements should be reduced to writing) by which the stock (or other interest) is transferred.

Exhibit No.

1

b. If the assignment (or transfer) is involuntary:

(1) In the case of bankruptcy or legal disability of the assignor (or transferor), attach as an Exhibit a certified copy of all court orders pertaining to the assignment (or transfer).

Exhibit No.

N/A

(2) In case of death of the assignor (or transferor), attach as an Exhibit the Will or Letters Testamentary and all pertinent court orders.

Exhibit No.

N/A

12. Attach as an Exhibit a statement showing the consideration or thing of value, if any, which is to be given for the stock or interest being assigned (or transferred). If the consideration is monetary, this statement should indicate exactly to whom it is being paid.

Exhibit No.

1

13. Attach as an Exhibit a statement showing other broadcast interests of each new stockholder or partner.

Exhibit No.

2

14. In the following table, in all cases, the interest held before and after transfer must be given in terms of percentages. In the case of corporations, the interest must be stated in terms of shares of stock held as well as the percentage equivalent thereof.

NAME AND RESIDENCE OF STOCKHOLDER, PARTNER, ETC. (CITY AND STATE ONLY)	CITIZENSHIP	INTEREST HELD				TOTAL SHARES OUTSTANDING IF A CORPORATION	
		BEFORE TRANSFER OR ASSIGNMENT		AFTER TRANSFER OR ASSIGNMENT		BEFORE TRANSFER OR ASSIGNMENT	AFTER TRANSFER OR ASSIGNMENT
		SHARES	%	SHARES	%		
Charles B. Moss, Jr. Aspen, Colorado	US	51	51%	---	100%		
Robin H. Moss, as Trustee of The Charles B. Moss, Jr. Family Trust	US	49	49%	0	0		

15. If legal counsel were employed in the preparation or presentation of this application, give name and mailing address.

For assignor (or transferor):

Jerome S. Silber, Esq.

Rosenman & Colin

575 Madison Avenue, New York, NY 10022

For assignee (or transferee):

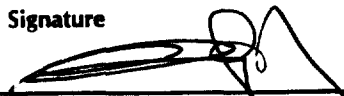
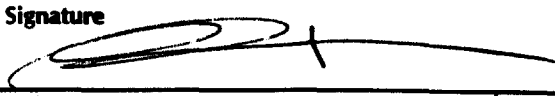
(Same as above)

The applicants waive any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and request consent to assignment of this license or transfer of control over the licensee corporation in accordance with this application. (See Section 304 of the Communications Act of 1934.) The applicants represent that this application is not filed for the purpose of impeding, obstructing, or delaying determination on any other application with which it may be in conflict. All the statements made in this application and attached exhibits are considered material representations, and all the exhibits are a material part hereof and are incorporated herein as if set out in full in this application. The applicants, or the undersigned on the applicant's behalf, state that they endeavored to supply full and correct information as to all matters which are relevant to this application and that they have done so as to all matters within their own knowledge.

By checking Yes, the applicant certifies that, in the case of an individual applicant, he or she is not subject to a denial of federal benefits that includes FCC benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862, or, in the case of a non-individual applicant (e.g., corporation, partnership or other unincorporated association), no party to the application is subject to a denial of federal benefits that includes FCC benefits pursuant to that section. For the definition of a "party" for these purposes, see 47 C.F.R. Section 1.2002(b).

☒ Yes ☐ No

I certify that the statements in this application are true and correct to the best of my knowledge and belief, and are made in good faith.

Name of Assignor (or Transferor)		Name of Assignee (or Transferee)	
Moss Entertainment Corp.		Charles B. Moss, Jr.	
Signature 		Signature 	
Title	Date	Title	Date
President	DEC 13, 1994	Individual Applicant	DEC 13, 1994

**WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).**

#### FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended. The Commission will use the information provided in this form to determine whether grant of the application is in the public interest. In reaching that determination, or for law enforcement purposes, it may become necessary to refer personal information contained in this form to another government agency. In addition, all information provided in this form will be available for public inspection. If information requested on the form is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Your response is required to obtain the requested authorization.

Public reporting burden for this collection of information is estimated to average 3 hours and 15 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, can be sent to the Federal Communications Commission, Record Management Division, AMD-PIRS, Washington, D. C. 20554, and to the Office of Management and Budget, Office of Information and Regulatory Affairs, Paperwork Reduction Project (3060-0009), Washington, D. C. 20503.

**THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3), AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.**

MOSS ENTERTAINMENT CORP.  
CHARLES B. MOSS, JR.

EXHIBIT 1  
Form 316, §§ 10, 11, 12  
(November 1994)

SUMMARY OF TRANSACTION

This application relates to the consent (BAL-930825EC) granted by the Commission to Moss Entertainment Corp. ("Moss Corp.") to become the assignee of the license of Station KRKE, Aspen, Colorado. That consent, pursuant to Commission authorization, does not expire until December 30, 1994 and Moss Corp. has not yet closed the assignment of license. Moss Corp. now seeks Commission consent for the assignment of its rights under BAL-930825EC to Charles B. Moss, Jr. ("Moss"), who controls Moss Corp. through ownership of 51% of its shares.

The contemplated succession by Moss is pro forma in nature under the Commission's Rules. 47 C.F.R. 73.3540(f).

No written agreement exists between Moss Corp. and Moss and the entailed monetary consideration is Ten Dollars (\$10.00).

MOSS ENTERTAINMENT CORP.  
CHARLES B. MOSS, JR.

EXHIBIT 2  
Form 316, ¶ 13  
(November 1994)

OTHER BROADCAST INTERESTS OF ASSIGNEE

Charles B. Moss., Jr. is the President, a Director, and 51% shareholder of Moss Entertainment Corp., licensee of Station KSPN(FM), Aspen, Colorado.

ALL 96-191

ROSENMAN & COLIN

575 MADISON AVENUE, NEW YORK, NY 10022-2585

TELEPHONE (212) 940-8800  
CABLE ROCOKAY NEWYORK  
TELECOPIER (212) 940-8776  
(212) 935-0679  
TELEX 427571 ROSCOL (ITT)  
971520 RCFLC NYK (W.U.)

SAMUEL I. ROSENMAN (1896-1973)  
RALPH F. COLIN (1900-1985)

WASHINGTON OFFICE  
1300 19TH STREET, N.W.  
WASHINGTON, D.C. 20036  
TELEPHONE (202) 463-7177

December 14, 1994

WRITER'S DIRECT DIAL NUMBER

(212) 940-7052

Mr. William F. Caton  
Acting Secretary  
Federal Communications Commission  
Mass Media Services  
P.O. Box 358350  
Pittsburgh, PA 15251-5350

AM EXAMINERS

DEC 21 1994

Re: Station KRKE  
Aspen, Colorado

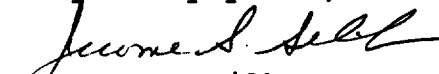
Dear Mr. Caton:

Enclosed for filing are an original and two copies of an application (on Form 316) for Commission consent to the pro forma assignment of license of Station KRKE, Aspen, Colorado ("the Station") from Moss Entertainment Corp. ("Moss Corp.") to Charles B. Moss, Jr. ("Moss"). The Commission's attention is directed to the fact that Moss Corp., which is 51% owned by Moss, is the approved assignee of the Station pursuant to BAL-930825EC, by which the Commission approved the assignment of the Station from Gardiner Broadcast Partners, Ltd., D-I-P ("Gardiner"). It is now anticipated that Moss will acquire the Station directly from Gardiner immediately upon approval of this application.

Also enclosed are (i) a check for \$95 in payment of the applicable filing fee, and (ii) an extra copy of this cover letter to be stamped-in and returned to me in (iii) the enclosed stamped, self-addressed envelope.

Please direct responsive communications to the undersigned at the New York address of this firm.

Very truly yours,

  
Jerome S. Silber

Enclosures (6)

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L I C E N S E   R E N E W A L   A U T H O R I Z A T I O N

RUN DATE: 27-90-03

THIS IS TO NOTIFY YOU THAT YOUR  
APPLICATION FOR RENEWAL OF  
LICENSE WAS GRANTED ON 03-23-90  
FOR A TERM EXPIRING ON 04-01-97  
FREQUENCY: 1260KHZ

THIS IS YOUR LICENSE RENEWAL  
AUTHORIZATION FOR STATION  
KSNO  
ASPEN CO

DAYTON HEILDELBURG DISTRIBUTING CO.  
KSNO AM STATION  
620 E. HOPKINS  
ASPEN, CO 81611

THIS ALSO IS THE RENEWAL  
CERTIFICATE FOR YOUR CURRENTLY  
AUTHORIZED AUXILIARY SERVICES.

THIS CARD MUST BE POSTED WITH THE  
STATION'S LICENSE CERTIFICATE AND  
ANY SUBSEQUENT MODIFICATIONS.

251

**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, D.C. 20054

NOV 9 1994

In Reply Refer To:  
8910 - SML  
Stop Code 1800B2

David M. Silverman, Esq.  
Cole, Raywid & Braverman  
1919 Pennsylvania Avenue, N.W., Second Floor  
Washington, D.C. 20006-3458

In re: KRKE(AM)  
Aspen, Colorado

Dear Sir or Madame:

This letter concerns your pending request for authority to remain silent. Temporary authority is hereby granted for the above-referenced station(s) to remain silent for three months from the date of this letter.

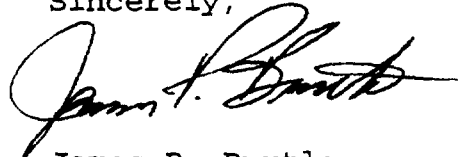
On December 11, 1991, the Commission adopted a Report and Order (copy attached) which amended Part 1 of the Commission's Rules, to implement Section 5301 of the Anti Drug Abuse Act of 1988. Pursuant to the Report and Order, any requests for extension of this authority must be accompanied by a certification that neither the applicant nor any party to the request is subject to a denial of Federal benefits under Section 5301. Please use the attached certification page to comply with this requirement.

Any further requests for extension of this authority must be accompanied by a detailed summary of steps taken to return the station to on-air operations.

It will be necessary to maintain prescribed tower lighting in accordance with the station's license authorization. If an extension is not required, you are requested to notify the Commission, in writing, of the exact date the station resumes on-air operations.

In the event that any AM station remains silent for a period over 6 months, it will be necessary to file with the Commission, prior to returning the station to on-air operations, an FCC Form 302 for direct measurement of power which should include a partial proof of performance for stations with directional antennas.

Sincerely,



James R. Burtle  
Chief, AM Branch  
Audio Services Division  
Mass Media Bureau

Attachments



8910-SML  
KRKE (AM)

ANTI-DRUG ABUSE ACT CERTIFICATION

The applicant certifies that, in the case of an individual applicant, he or she is not subject to a denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862a, or, in the case of a non-individual applicant (e.g. corporation, partnership or other unincorporated association), no party to the application is subject to a denial of federal benefits pursuant to that section. For the definition of a "party" for these purposes, see 47 C.F.R. § 1.2002(b).

☐ Yes

☐ No

° Name of Applicant	° Signature	°
°	°	°
°	°	°
° Date	° Title	°
°	°	°
°	°	°

NNN 96-191

**ROSENMAN & COLIN**

575 MADISON AVENUE, NEW YORK, NY 10022-2585

TELEPHONE (212) 940-8800  
CABLE ROCOKAY NEWYORK  
TELECOPIER (212) 940-8776  
(212) 935-0679  
TELEX 427571 ROSCOL (ITT)  
971520 RCFLC NYK (W.U.)

SAMUEL I. ROSENMAN (1896-1973)  
RALPH F. COLIN (1900-1985)

WASHINGTON OFFICE  
1300 19TH STREET, N. W.  
WASHINGTON, D. C. 20036  
TELEPHONE (202) 463-7177

November 9, 1994

WRITER'S DIRECT DIAL NUMBER

**VIA HAND DELIVERY**

**AM BRANCH**

Ms. Myrtle Hastie  
Stop Code 1800  
Mass Media Bureau, AM Branch  
Federal Communications Commission  
Room 349  
1919 M Street, N.W.  
Washington, D.C. 20554

**NOV 14 1994**

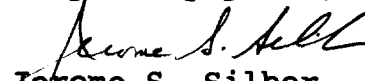
Re: Station KRKE  
Aspen, Colorado  
BAL-930825EC

Dear Ms. Hastie:

This will confirm that you have extended to December 30, 1994, inclusive, the time within which to consummate the assignment of license (File No. BAL-930825EC) from Gardiner Broadcast Partners, Ltd., D-I-P, to Moss Enterprises, Inc.

Thank you for your continued courtesy in this matter.

Very truly yours,

  
Jerome S. Silber

cc: Lee M. Kutner, Esq.  
David Silverman, Esq.

AM BRANCH

SEP 30 1994

RECEIVED

ROSENMAN & COLIN

875 MADISON AVENUE, NEW YORK, NY 10022-2585

TELEPHONE (212) 940-8800  
FAX (212) 940-8800  
TELECOPIER (212) 940-8776  
(212) 938-0678  
TELEX 487871 ROSCOL (ITT)  
971880 RCLG NYK (W.U.)

SAMUEL I. ROSENMAN (1926-1973)  
RALPH P. COLIN (1900-1983)

WASHINGTON OFFICE  
1300 18TH STREET, N.W.  
WASHINGTON, D.C. 20036  
TELEPHONE (202) 463-7177

September 30, 1994

WRITER'S DIRECT DIAL NUMBER  
(212) 940-7052

VIA HAND DELIVERY

Mr. William F. Caton  
Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Washington, D.C. 20554

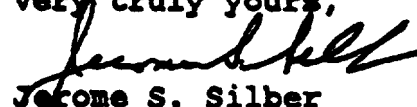
Re: Station KRKE  
Aspen, Colorado  
BAL-930825EC

Dear Mr. Caton:

This is to request a further extension of time, to December 30, 1994, inclusive, in which to consummate the referenced assignment of license from Gardiner Broadcast Partners, Ltd., a Debtor-In Possession, to Moss Entertainment Corp. ("Assignee"). Assignee requires additional time in order to finalize Closing arrangements.

Please direct responsive communications to the undersigned at the New York address of this firm.

Very truly yours,

  
Jerome S. Silber  
Counsel To  
Moss Entertainment Corp.

cc: Mary McDonald  
David Silverman, Esq.

*Extension to consummate granted  
thru 12/30/94*

NCC 916-91  
239

**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, D.C. 20054

**FEDERAL SECTION**

**AUG 1 1994**

In Reply Refer To:  
8910 - SML  
Stop Code 1800B2

**Aug 1 4 09 PM '94**  
David M. Silverman, Esq.  
Cole, Raywid & Braverman  
1919 Pennsylvania Avenue, N.W., Second Floor  
**DISPATCHED BY** Washington, D.C. 20006-3458

In re: KRKE (AM)  
Aspen, Colorado

Dear Sir or Madame:

This letter concerns your pending request for authority to remain silent. Temporary authority is hereby granted for the above-referenced station(s) to remain silent for three months from the date of this letter.

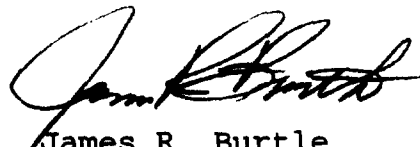
On December 11, 1991, the Commission adopted a Report and Order (copy attached) which amended Part 1 of the Commission's Rules, to implement Section 5301 of the Anti Drug Abuse Act of 1988. Pursuant to the Report and Order, any requests for extension of this authority must be accompanied by a certification that neither the applicant nor any party to the request is subject to a denial of Federal benefits under Section 5301. Please use the attached certification page to comply with this requirement.

Any further requests for extension of this authority must be accompanied by a detailed summary of steps taken to return the station to on-air operations.

It will be necessary to maintain prescribed tower lighting in accordance with the station's license authorization. If an extension is not required, you are requested to notify the Commission, in writing, of the exact date the station resumes on-air operations.

In the event that any AM station remains silent for a period over 6 months, it will be necessary to file with the Commission, prior to returning the station to on-air operations, an FCC Form 302 for direct measurement of power which should include a partial proof of performance for stations with directional antennas.

Sincerely,



James R. Burtle  
Chief, AM Branch  
Audio Services Division  
Mass Media Bureau

Attachments

8910-SML  
KRKE(AM)

ANTI-DRUG ABUSE ACT CERTIFICATION

The applicant certifies that, in the case of an individual applicant, he or she is not subject to a denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862a, or, in the case of a non-individual applicant (e.g. corporation, partnership or other unincorporated association), no party to the application is subject to a denial of federal benefits pursuant to that section. For the definition of a "party" for these purposes, see 47 C.F.R. § 1.2002(b).

[ ] Yes

[ ] No

° Name of Applicant	° Signature	°
°	°	°
°	°	°
° Date	° Title	°
°	°	°
°	°	°

MM 96-191239

ROSENMAN & COLIN

575 MADISON AVENUE, NEW YORK, NY 10022-2585

TELEPHONE (212) 940-8800  
CABLE ROCOKAY NEWYORK  
TELECOPIER (212) 940-8776  
(212) 935-0679  
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971520 RCFLC NYK (W.U.)

SAMUEL I. ROSENMAN (1898-1973)  
RALPH F. COLIN (1900-1985)

WASHINGTON OFFICE  
1300 19TH STREET, N.W.  
WASHINGTON, D.C. 20036  
TELEPHONE (202) 463-7177

July 27, 1994

WRITER'S DIRECT DIAL NUMBER

**VIA HAND DELIVERY**

Ms. Myrtle Hastie  
Stop Code 1800  
Mass Media Bureau, AM Branch  
Federal Communications Commission  
Room 349  
1919 M Street, N.W.  
Washington, D.C. 20554

AM BRANCH

JUL 29 1994

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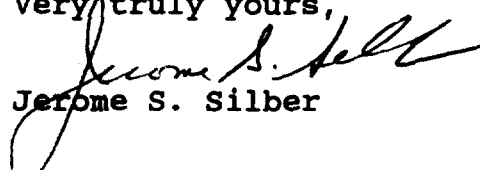
Re: Station KRKE  
Aspen, Colorado  
BAL-930825EC

Dear Ms. Hastie:

This will confirm that you have extended to September 30, 1994, inclusive, the time within which to consummate the assignment of license (File No. BAL-930825EC) from Gardiner Broadcast Partners, Ltd., D-I-P, to Moss Enterprises, Inc.

Thank you for your courtesy in this matter.

Very truly yours,

  
Jerome S. Silber

cc: Lee M. Kutner, Esq.  
David Silverman, Esq.

NUL 96-91

ROSENMAN & COLIN

575 MADISON AVENUE, NEW YORK, NY 10022-2585

TELEPHONE (212) 940-8800  
CABLE ROCOKAY NEWYORK  
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(212) 935-0879  
TELEX 427571 ROSCOL (ITT)  
971520 RCFLC NYK (W.U.)

JUL 13 10 09 AM '94

SAMUEL I. ROSENMAN (1896-1973)  
RALPH F. COLIN (1900-1985)

WASHINGTON OFFICE  
1300 19TH STREET, N.W.  
WASHINGTON, D.C. 20036  
TELEPHONE (202) 463-7177

July 11, 1994

WRITER'S DIRECT DIAL NUMBER

AM BRANCH

JUL 13 1994

RECEIVED RECEIVED

JUL 12 1994

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY

VIA HAND DELIVERY

Mr. William F. Caton  
Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Washington, D.C. 20554

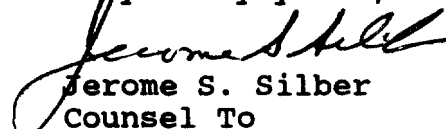
Re: Station KRKE  
Aspen, Colorado  
BAL-930825EC

Dear Mr. Caton:

This is to request an extension of time, to September 30, 1994, inclusive, in which to consummate the referenced assignment of license from Gardiner Broadcast Partners, Ltd., a Debtor-In Possession, to Moss Entertainment Corp. The request seeks an consummation deadline which is co-extensive with that imposed by the U.S. Bankruptcy Court, which has jurisdiction over the Debtor-In Possession. A copy of the Court's Order is enclosed for the Commission's ease of reference.

Please direct responsive communications to the undersigned at the New York address of this Firm.

Very truly yours,

  
Jerome S. Silber  
Counsel To  
Moss Entertainment Corp.

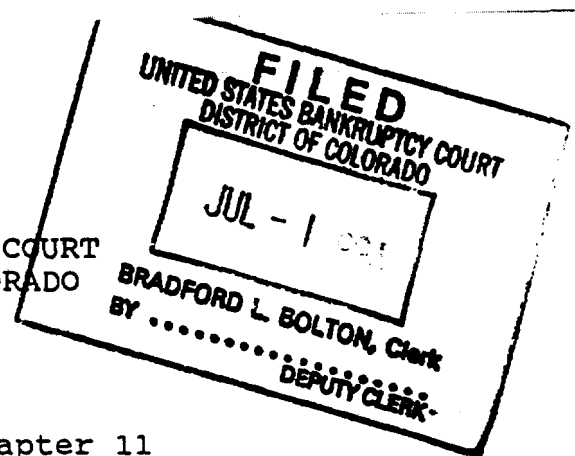
Enclosure

cc: Mary McDonald - w/encl. ✓  
David Silverman, Esq. - w/encl.

*Extension to consummate granted thru 9/30/94*

*7/27/94*

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF COLORADO  
JUL 13 10 09 AM '94



-----X  
In re

AUDIO SERVICES  
GARDINER BROADCAST PARTNERS, LTD., :  
a Colorado Limited Partnership, :  
Employer I.D. No. 84-1157238 :

Debtor. :  
-----X

Chapter 11

Case No. 93-19507-SBB

MC No. LMK-9

RECEIVED

JUL 12 1994

ORDER (1) APPROVING STIPULATION BETWEEN THE DEBTOR AND MOSS ENTERTAINMENT CORP. MODIFYING STATION SALE AGREEMENT AND (2) AMENDING ORDER APPROVING SALE OF PROPERTY OUT OF THE ORDINARY COURSE OF BUSINESS FREE AND CLEAR OF LIENS  
FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY  
AM BRANCH

JUL 13 1994

Upon the attached Stipulation between the Debtor and Entertainment Corp. Modifying Station Sale Agreement (the "Agreement"), dated June 16, 1994 (the "Stipulation"), concerning the extension of time to close the sale of a radio station (the "Station") under the Agreement; and it appearing that the Stipulation is in the best interests of the Debtor, its estate and its creditors; and after due deliberation; and good and sufficient cause appearing therefor; it is

RECEIVED

ORDERED that:

1. The Stipulation is hereby "so ordered" and approved in all respects;

2. The Agreement is hereby modified, nunc pro tunc to March 16, 1994, for the sole purpose of extending the date by

#2014777

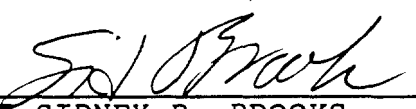
151



which the closing of the sale of the Station may occur up to and including September 30, 1994 (the "Closing Date");

3. The Order Approving Sale of Property Out of the Ordinary Course of Business Free and Clear of All Liens, dated March 16, 1994, is hereby amended for the sole purpose of approving the modification to the Agreement to extend the Closing Date; other than with respect to such extension, such Order shall remain in full force and effect.

4. DONE and entered this 1<sup>ST</sup> day of ~~June~~ July, 1994 at Denver, Colorado.

  
\_\_\_\_\_  
JUDGE SIDNEY B. BROOKS  
UNITED STATES BANKRUPTCY JUDGE

MM 96-191  
239

**COLE, RAYWID & BRAVERMAN**

ATTORNEYS AT LAW

SECOND FLOOR

1919 PENNSYLVANIA AVENUE, N.W.

WASHINGTON, D.C. 20006-3458

(202) 659-9750

JOHN P. COLE, JR.  
BURT A. BRAVERMAN  
ROBERT L. JAMES  
JOSEPH R. REIFER  
FRANCES J. CHETWYND  
JOHN D. SEIVER  
WESLEY R. HEPPLER  
PAUL GLIST  
DAVID M. SILVERMAN  
JAMES F. IRELAND, III  
STEVEN J. HORVITZ  
CHRISTOPHER W. SAVAGE  
ROBERT G. SCOTT, JR.  
SUSAN WHELAN WESTFALL  
THERESA A. ZETERBERG  
STEPHEN L. KABLER  
FREDERICK W. GIROUX  
MATTHEW P. ZINN  
JOHN DAVIDSON THOMAS  
MARIA T. BROWNE  
BENJAMIN E. GOLANT  
THOMAS SCOTT THOMPSON  
TODD G. HARTMAN\*

ADMITTED IN MINNESOTA ONLY

JUN 26 10 09 AM '94

ALAN RAYWID  
(1930-1991)

CABLE ADDRESS  
"CRAB"

TELECOPIER  
(202) 452-0067

June 24, 1994

RECEIVED

JUN 24 1994

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY

**VIA HAND DELIVERY**

William Caton, Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Washington, D.C. 20554

AM BRANCH

JUN 27 1994

RECEIVED

ATTN: AM Branch  
Audio Services Division  
Mass Media Bureau

Re: KRKE(AM)  
Aspen, Colorado  
FCC File No. BAL-930825EC  
FCC Ref. 8910-SML✓

Dear Mr. Caton:

On behalf of Gardiner Broadcast Partners, Ltd., Debtor-in-Possession ("Gardiner"), licensee of KRKE(AM), Aspen, Colorado, we hereby request additional authority for KRKE to remain silent pending consummation of the referenced assignment. As the Commission is aware, Gardiner is currently in bankruptcy pursuant to Chapter 11 of the Bankruptcy Code and an assignment of this station to Moss Entertainment Corp. was approved by the Commission on March 16, 1994. Additionally, it was necessary for the parties to request authority from the United States Bankruptcy Court for the District of Colorado to approve this transaction as well.

The Bankruptcy Court's approval has now been obtained and Gardiner is awaiting consummation of this transaction. Under the circumstances, where an assignment

William Caton, Acting Secretary  
June 24, 1994  
Page -2-

has been approved and the licensee is in bankruptcy, it is unrealistic to expect the licensee to return the station to the air prior to consummation of the assignment. Accordingly, we hereby request authority for this station to remain silent for an additional 60 days to allow for consummation of the assignment to Moss, who intends to return the station to the air as promptly as possible following consummation.

Gardiner hereby certifies that it is not subject to a denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 853a.

Should there be any questions concerning this matter, please communicate with the undersigned counsel.

Very truly yours



David M. Silverman

cc: Jerome Silber, Esquire  
(Counsel for Moss Entertainment Corp.)

AM BRANCH

96-191 JUN 8 1994

ROSENMAN & COLIN

575 MADISON AVENUE, NEW YORK, NY 10022-2585

RECEIVED

TELEPHONE (212) 940-8800  
CABLE ROCOKAY NEWYORK  
TELECOPIER (212) 940-8776  
(212) 935-0679  
TELEX 427571 ROSCOL (ITT)  
971520 RCFLC NYK (W U)

SAMUEL I. ROSENMAN (1896-1973)  
RALPH F. COLIN (1900-1985)

WASHINGTON OFFICE  
1300 19TH STREET, N. W.  
WASHINGTON, D. C. 20036  
TELEPHONE (202) 463-7177

WRITER'S DIRECT DIAL NUMBER

June 6, 1994

VIA HAND DELIVERY

Ms. Myrtle Hastie  
Stop Code 1800  
Mass Media Bureau, AM Branch  
Federal Communications Commission  
Room 349  
1919 M Street, N.W.  
Washington, D.C. 20554

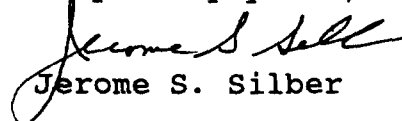
Re: Station KRKE  
Aspen, Colorado  
BAL-930825EC

Dear Ms. Hastie:

This will confirm that you have extended to July 14, 1994, inclusive, the time within which to consummate the assignment of license (File No. BAL-930825EC) from Gardiner Broadcast Partners, Ltd., D-I-P, to Moss Enterprises, Inc.

Thank you for your courtesy in this matter.

Very truly yours,

  
Jerome S. Silber

cc: Lee M. Kutner, Esq.  
David Silverman, Esq.

MM 96-191

RECEIVED

MAY 16 1994

ROSENMAN & COLIN

575 MADISON AVENUE, NEW YORK, NY 10022-2585

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY

TELEPHONE (212) 940-8800  
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MAY 11 11 25 AM '94

1000-1985

SAMUEL I. ROSENMAN (1896-1973)  
RALPH F. COLIN (1900-1985)

WASHINGTON OFFICE  
1300 19TH STREET, N.W.  
WASHINGTON, D.C. 20036  
TELEPHONE (202) 463-7177

WRITER'S DIRECT DIAL NUMBER

May 12, 1994

VIA HAND DELIVERY

Mr. William F. Caton  
Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Washington, D.C. 20554

Re: Station KRKE  
Aspen, Colorado  
BAL-930825EC

AM BRANCH

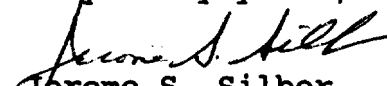
MAY 17 1994

Dear Mr. Caton:

This is to request a 60-day extension, to July 14, 1994, inclusive, in which to consummate the referenced assignment of license from Gardiner Broadcast Partners, Ltd., a Debtor-In Possession, to Moss Entertainment Corp. Communications counsel for the Debtor has consented to the instant request.

Please direct responsive communications to the undersigned at the New York address of this Firm.

Very truly yours,



Jerome S. Silber  
Counsel To

Moss Entertainment Corp.

cc: Mary McDonald  
David Silverman, Esq.

*Extension granted thru 7/14/94*

*6/6/94*

MH

NUM 96-191  
inc. file 2-39

ROSENMAN & COLIN

575 MADISON AVENUE, NEW YORK, NY 10022-2585

TELEPHONE (212) 940-8800  
CABLE ROCOKAY NEWYORK  
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(212) 935-0679  
TELEX 427571 ROSCOL (ITT)  
971520 RCFLC NYK (W.U.)

SAMUEL I. ROSENMAN (1896-1973)  
RALPH F. COLIN (1900-1985)

WASHINGTON OFFICE  
1300 19TH STREET, N.W.  
WASHINGTON, D.C. 20036  
TELEPHONE (202) 463-7177

May 12, 1994

WRITER'S DIRECT DIAL NUMBER

VIA HAND DELIVERY

Mr. William F. Caton  
Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Washington, D.C. 20554

AM BRANCH

MAY 16 1994

RECEIVED

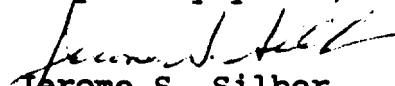
Re: Station KRKE  
Aspen, Colorado  
BAL-930825EC

Dear Mr. Caton:

This is to request a 60-day extension, to July 14, 1994, inclusive, in which to consummate the referenced assignment of license from Gardiner Broadcast Partners, Ltd., a Debtor-In Possession, to Moss Entertainment Corp. Communications counsel for the Debtor has consented to the instant request.

Please direct responsive communications to the undersigned at the New York address of this Firm.

Very truly yours,

  
Jerome S. Silber  
Counsel To  
Moss Entertainment Corp.

cc: Mary McDonald  
David Silverman, Esq.

**FEDERAL COMMUNICATIONS COMMISSION**

Washington, D.C. 20054

March 28, 1994

**FCC MAIL SECTION**

In Reply Refer To:  
8910 - SML  
Stop Code 1800B2

Mar 29 9 00 AM '94

David M. Silverman, Esq.  
Cole, Raywid & Braverman  
1919 Pennsylvania Avenue, N.W., Second Floor  
Washington, D.C. 20006-3458

DISPATCHED BY

In re: KRKE (AM)  
Aspen, Colorado

Dear Sir or Madame:

This letter concerns your pending request for authority to remain silent. Temporary authority is hereby granted for the above-referenced station(s) to remain silent for three months from the date of this letter.

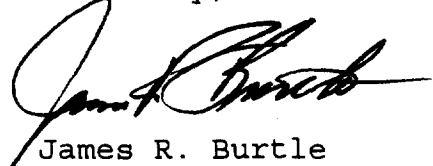
On December 11, 1991, the Commission adopted a Report and Order (copy attached) which amended Part 1 of the Commission's Rules, to implement Section 5301 of the Anti Drug Abuse Act of 1988. Pursuant to the Report and Order, any requests for extension of this authority must be accompanied by a certification that neither the applicant nor any party to the request is subject to a denial of Federal benefits under Section 5301. Please use the attached certification page to comply with this requirement.

Any further requests for extension of this authority must be accompanied by a detailed summary of steps taken to return the station to on-air operations.

It will be necessary to maintain prescribed tower lighting in accordance with the station's license authorization. If an extension is not required, you are requested to notify the Commission, in writing, of the exact date the station resumes on-air operations.

In the event that any AM station remains silent for a period over 6 months, it will be necessary to file with the Commission, prior to returning the station to on-air operations, an FCC Form 302 for direct measurement of power which should include a partial proof of performance for stations with directional antennas.

Sincerely,



James R. Burtle  
Chief, AM Branch

8910-SML  
KRKE (AM)

ANTI-DRUG ABUSE ACT CERTIFICATION

The applicant certifies that, in the case of an individual applicant, he or she is not subject to a denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862a, or, in the case of a non-individual applicant (e.g. corporation, partnership or other unincorporated association), no party to the application is subject to a denial of federal benefits pursuant to that section. For the definition of a "party" for these purposes, see 47 C.F.R. § 1.2002(b).

☐ Yes

☐ No

° Name of Applicant	° Signature	°
°	°	°
°	°	°
° Date	° Title	°
°	°	°
°	°	°



MM 96-191

FEDERAL COMMUNICATIONS COMMISSION

WASHINGTON, D.C. 20554

24 MAR 1994

IN REPLY REFER TO:

MOSS ENTERTAINMENT CORP.  
P.O. BOX 12379  
ASPEN, CO 81612

8910

Call Letters: KRKE(AM)  
Date Granted: MAR 16 1994  
File Number(s) BAL-930825EC

NOTICE TO ASSIGNEE

Enclosed is FCC Form 732 notifying you of Commission consent to the assignment of the construction permit and/or license of the station(s) therein described. Voluntary assignments are required to be completed within sixty (60) days of the date granted.

In addition to the filing of the below mentioned FCC Form 323, you are required to immediately notify the AM Branch (8910), by letter, as to the exact date of the consummation; that is, the date on which the acts necessary to effect the assignment were completed. If you are unable to consummate the transaction within the prescribed sixty (60) day period, you are required to contact the AM Branch and request an extension of time to effectuate the consummation; if you decide not to consummate the transaction, you must also notify the AM Branch of this decision immediately. In addition, you must inform the AM Branch if the station(s) involved were silent prior to consummation and are resuming broadcasting after the consummation or if the station will continue to remain silent for a period after consummation.

Within thirty (30) days after the consummation of the assignment it will be necessary for you to submit an Ownership Report (FCC Form 323) reporting all changes as required by Section 73.3615 of the Rules. Where applicable, a separate Ownership Report should also be completed and submitted for any holding company (25% or greater ownership interest) of the licensee/permittee. Contractual information required by Section 73.3613 should be reported for the assignee in Item 6, page one of the Ownership Report and copies of each instrument should be submitted with the report. If this is an involuntary assignment that was the result of a death or court action, an Ownership Report must be filed to determine that all requirements of the Rules have been met and reported.

In the event the assignee is the licensee/permittee of another station and has a current Ownership Report on file, you may complete and file only page one of FCC Form 323 to reflect the acquisition of the station(s) listed above. FCC Form 323 is enclosed for your convenience in filing.

It is of the utmost importance that all Commission correspondence comes to the immediate attention of the permittee or licensee. Only one mailing address can be maintained for each station. Unless we hear from you to the contrary, the above address will be used as your permanent mailing address.